

NCLT, KOCHI BENCH

Daily **Orders** – Draft (Only 3 pm orders to be taken)

Date: 20th Sept 2021 10.30 am

In the Bench of: **Shri Ashok Kumar Borah, Hon'ble Member (Judicial) & Shri Shyam Babu Gautam, Hon'ble Member (Technical)**

1 MA/207/KOB/2020 in IA/129/KOB/2020 in TIBA/07/KOB/2019

Learned counsel for the applicant Shri Babu Karukapadath and learned Liquidator Mr. Jasin Jose appeared through VC. **Orders pronounced vide separate sheets. MA is dismissed with costs of Rs. 25,000/-.**

2 IA(IBC)/101/KOB/2021 in MA/207/KOB/2020 in IA/129/KOB/2020 in TIBA/07/KOB/2019

Learned counsel for the applicant Shri Babu Karukapadath and learned Liquidator Mr. Jasin Jose appeared through VC. **Orders pronounced vide separate sheets. IA is dismissed.**

3 CA/(CA)/77/KOB/2021 in CA(CAA/2/KOB/2021

Learned PCS for the applicant Shri Sumit Agarwal appeared through VC. **CA is allowed and 15 days' time is granted for filing the amended CA/CAA, vide separate sheets.**

4. CA/(CA)/78/KOB/2021 in CA(CAA/3/KOB/2021

Learned PCS for the applicant Shri Sumit Agarwal appeared through VC. **CA is allowed and 15 days' time is granted for filing the amended CA/CAA, vide separate sheets.**

5. CP(C/Act)/29/KOB/2021

Learned counsel for the applicant Mr. Philip Mathew as well as learned counsel for R1-3 Smt. Latha Susan Cherian appeared through VC. **CP(C/Act) is disposed of vide separate sheets.**

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AT 3.00 pm

In the Bench of: **Shri Ashok Kumar Borah, Hon'ble Member (Judicial) & Shri Rajesh Sharma, Hon'ble Member (Technical)**

CP(IB)/30/KOB/2021

Learned counsel for the applicant Shri Vinod PV appeared. Learned counsel Mrs. Sikha G. Nair appeared and stated that she will be appearing for the Corporate Debtor and sought time to file vakalath and counter. The Corporate Debtor is given two weeks time to file counter on or before 5.10.2021 serving a copy to the applicant, who may file rejoinder, if any, on or before 20.10.2021. List for hearing on 22.10.2021.

IA/58/KOB/2019 IN CP/114/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this along with the main case on **22.10.2021 (HOB)**

IA 83/KOB/2020 IN CP/114/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this along with the main case on **22.10.2021 (HOB)**

IA/87/KOB/2020 IN CP/114/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this along with the main case on **22.10.2021 (HOB)**

IA/95/KOB/2020 IN CP/114/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this along with the main case on **22.10.2021 (HOB)**

CA/68/KOB/2021 IN CP/114/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. **Orders Reserved. Both parties are given three days time to file the written arguments note (4-5 pages).**

CP/114/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. Arguments heard for some time. List for further hearing on **22.10.2021 (High on Board).**

IA/65/KOB/2019 IN CP/119/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this along with the main case on **22.10.2021 (HOB)**

IA/84/KOB/2020 IN CP/119/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this along with the main case on **22.10.2021 (HOB)**

IA/86/KOB/2020 IN CP/119/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this along with the main case on **22.10.2021 (HOB)**

IA/93/KOB/2020 IN CP/119/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this along with the main case on **22.10.2021 (HOB)**

CP/119/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. Arguments heard for some time. List for further hearing on **22.10.2021 (High on Board)**.

IA/85/KOB/2020 IN CP/125/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this along with the main case on **22.10.2021 (HOB)**

IA/88/KOB/2020 IN CP/125/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this along with the main case on **22.10.2021 (HOB)**

IA/94/KOB/2020 IN CP/125/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this along with the main case on **22.10.2021 (HOB)**

CP/125/KOB/2019

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. Arguments heard for some time. List for further hearing on 22.10.2021 (High on Board).

CA/48/KOB/2021 IN CP/13/KOB/2021

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this along with the main case on **22.10.2021 (HOB)**

CP/13/KOB/2021

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this case on **22.10.2021 (HOB)**

CA/49/KOB/2021 IN CP/14/KOB/2021

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this case on **22.10.2021 (HOB)**

CP/14/KOB/2021

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this case on **22.10.2021 (HOB)**

CA/51/KOB/2021 IN CP/15/KOB/2021

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this case on **22.10.2021 (HOB)**

CP/15/KOB/2021

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this case on **22.10.2021 (HOB)**

CA/50/KOB/2021 IN CP/16/KOB/2021

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this case on **22.10.2021 (HOB)**

CP/16/KOB/2021

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this case on **22.10.2021 (HOB**

CA/52/KOB/2021 IN CP/17/KOB/2021

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this case on **22.10.2021 (HOB**

CP/17/KOB/2021

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this case on **22.10.2021 (HOB**

CA/53/KOB/2021 IN CP/18/KOB/2021

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this case on **22.10.2021 (HOB**

CP/18/KOB/2021

Learned counsel for the applicant Shri Sukumar Ninan Oommen as well as learned counsel for respondents Shri George G. Poothicote, PP Zibi Jose and Sumit Agarwal appeared through VC. List this case on **22.10.2021 (HOB**

IA(IBC)/118/KOB/2021 IN IBA/41/KOB/2020

Learned counsel for the applicant Mr.V.K. Peer Mohammed Khan as also learned counsel for respondents Mrs.Umarani and Jasin Jose appeared through video conferencing, Smt.Umarani read out an order of the Hon'ble High Court of Kerala in which it was directed that the applicant/corporate debtor may approach before the Hon'ble NCLAT against the Ext.P6 order of this Tribunal and that if an appeal is filed the NCLAT will treat the same as filed in time and consider it in accordance with law. **In view of the above order, this matter is adjourned sine die. Parties are at**

liberty to approach before this Tribunal after the orders of the Hon'ble NCLAT/Hon'ble High Court of Kerala.

CP(IBC)/20/KOB/2021

Learned counsel for the operational creditor Shri Anil D. Nair appeared through VC. Ms.Dhani CM, learned counsel for the respondents/corporate debtor appeared and stated that she has already filed the counter. However, the Registry reported that the counter is defective. Learned counsel stated that she will cure the defects within two days. She is directed to serve a copy of the defect cured counter to the operational creditor, who may file rejoinder, if any, within a week thereafter. **List for hearing on 6.10.2021.**

CP(IBC)/22/KOB/2021

Learned counsel for the financial creditor Smt. Umarani as well as learned counsel for the corporate debtor Shri V.K.Peer Mohammed Khan appeared through VC. It is stated that a case in respect of the Corporate Debtor is pending before the Hon'ble Supreme Court. In view of this position, learned counsel for the financial creditor sought time to get instructions from her clients whether they can withdraw this application at present. She is granted time till Monday (27.9.2021) to make her submissions. **List on 27.9.2021 for hearing/orders.**

IA(C/ACT)/8/KOB/2021 IN CP(C/ACT)/23/KOB/2021

Learned counsel for the applicant Shri P.G.Jayashankar as also learned PCS for the respondents Shri CS Viivek Kumar appeared through VC. Registry reported that the counter filed by the respondents is defective. Learned PCS stated that he will cure the defects within two days. Learned counsel for applicant insisted for an early order in this IA. **List for hearing on 28.9.2021.**

CP(C/ACT)/23/KOB/2021

Learned counsel for the applicant Shri P.G.Jayashankar as also learned PCS for the respondents Shri CS Viivek Kumar appeared through VC. **List on 28.9.2021 for hearing.**